

UNITED STATES DISTRICT COURT
DISTRICT OF NEW HAMPSHIRE

COLTON HARP AND, TAMRA MARIE
HARP, h/w, RAY TILLOTSON, VINCENT
CICALA AND JESSICA CICALA, h/w,
MIRANDA ROSAS AND GILBERT
RAMIREZ ROSAS, JR, h/w, JORGE LUIS
MUNOZ PALACIOS, JOHN MAZUR-BAKER
AND KELSEY MAZUR-BAKER, h/w,
BENARDINO NIDO AND KARINA NIDO,
h/w,

Plaintiffs,

v.

SIG SAUER, INC.

Defendant.

CASE NO.: 1:24-CV-00058

RULE 41 STIPULATION OF
DISMISSAL

RULE 41 STIPULATION TO DISMISS

It is hereby **STIPULATED** and **AGREED**, by and among the undersigned counsel for the parties to this matter, that the above action captioned *Harp et. al. v. Sig Sauer, Inc.*, Case No. 1:24-cv-58, is hereby **DISMISSED** without prejudice.

It is further **STIPULATED** and **AGREED** that the individual Plaintiffs in this action were permitted to refile identical claims *via* an agreed-up short form complaint (“Short Form Complaint”) in a consolidated lawsuit captioned: *Armendariz et. al. v. Sig Sauer, Inc.* Case No.: 1:22-cv-536, which is pending before the Honorable Joseph N. LaPlante in the United States District Court for the District of New Hampshire. The above Plaintiffs filed their Short Form Complaints in the *Armendariz* matter on June 27, 2024.

It is further stipulated that, for purposes of any applicable statute of limitations for the claims asserted by the above-named plaintiffs in *Harp et. al. v. Sig Sauer, Inc.*, Case No. 1:24-cv-58, the operative filing date shall be **February 27, 2024**, which is the date the original complaint

was filed in this action, and not the date those identical claims were refiled by Short Form Complaint in the *Armendariz* matter on June 27, 2024.

It is further stipulated that, with respect to the plaintiffs named in *Harp et. al. v. Sig Sauer, Inc.*, Case No. 1:24-cv-58, Sig Sauer shall not assert the statute of limitations as a defense to any claims by any Plaintiffs which were originally pled in this action unless such limitations period expired prior to the original filing date in this action, February 27, 2024.

<p>DOUGLAS, LEONARD & GARVEY, P.C.</p> <p>By: <u>/s/ Benjamin T King</u> BENJAMIN T. KING, NH Bar #12888 14 South Street, Suite 5 Concord, NH 03301 (603) 224-1988 benjamin@nhlawoffice.com</p> <p>SALTZ MONGELUZZI BENDESKY</p> <p>By: <u>/s/ Samuel A. Haaz</u> Samuel A. Haaz 1650 Market Street, 52nd Floor Philadelphia, Pennsylvania 19103 Tel: 267-297-2766 shaaz@smbb.com</p> <p><i>Attorneys for Plaintiff</i></p>	<p>DRUMMOND WOODSUM</p> <p>By: <u>/s/ Mark Franco</u></p> <p>Mark V. Franco, NH Bar # 16708 84 Marginal Way, Suite 600 Portland, ME 04101 Tel: 207-772-1941</p> <p><i>Attorney for Defendant</i></p>
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BY THE COURT:

 J.